

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

I hereby certify that this transmittal of the below described document is being deposited with the United States Postal Service in an envelope bearing First Class Postage and addressed to the Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450, on the below date of deposit.

Date of Deposit:	06/18/04	Name of Person Making the Deposit:	SAVANAH MENDOZA	Signature of the Person Making the Deposit:	
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In re Application of: Xin Xue

Application No.: 09/599,066

Examiner: BOCCIO, Vincent F

Filed: 06/21/00

Art Unit: 2615

Confirmation No.: 6280

For: A SYSTEM AND METHOD OF PATCHING MISSING DIGITAL VIDEO PACKETS COMMUNICATED IN AN IEEE 1394 COMPLIANT IMPLEMENTATION

RECEIVED

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

JUN 29 2004

RESPONSE TO RESTRICTION REQUIREMENT Technology Center 2600

1. Transmitted herewith is an amendment for this application

☒ Transmitted herewith is a response to an office action for the above identified patent application.
(2 sheets)
Transmitted herewith are _____ sheets of substitute formal drawings.
Other: _____

2. Applicant is other than a small entity

Extension of Term

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

(a) ☐ Applicant petitions for an extension of time under 37 C.F.R. 1.136
(fees: 37 C.F.R. 1.17(a)-(d) for the total number of months checked below:)

<u>Extension</u>	<u>Fee</u>
<input type="checkbox"/> one month	\$110.00
<input type="checkbox"/> two months	\$420.00
<input type="checkbox"/> three months	\$950.00
<input type="checkbox"/> four months	\$1,480.00

Fee \$ _____

If an additional extension of time is required, please consider this a petition therefor.

(b) ☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

Fee Calculation

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

(for other than a small entity)					
Fee Items	Claims Remaining After Amendment	Highest Number of Claims Previously Paid For	Present Extra Claims	Fee Rate	Total
Total Claims	20	- 20 =	0	x \$18.00	\$0.00
Independent Claims	4	- 3 =	1	x \$86.00	\$86.00
Multiple Dependent Claim Fee (one or more, first added by this amendment)				\$290.00	\$0.00
Total Fees					\$86.00

PAYMENT OF FEES

5. The full fee due in connection with this communication is provided as follows:
- [x] The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No.: 23-0085.
A duplicate copy of this authorization is enclosed.
- [x] Deposit Account in the amount of \$86.00
- [x] Charge any fees required or credit any overpayments associated with this filing to Deposit Account No.: 23-0085.

Please direct all correspondence concerning the above-identified application to the following address:

WAGNER, MURABITO & HAO LLP
Two North Market Street, Third Floor
San Jose, California 95113
(408) 938-9060
Customer No: 000041066

Respectfully submitted,

Date: 6/18/04

By: John F. Ryan

John F. Ryan
Reg. No. 47,050



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2615
#

In re Application of:)
)
Xin Xue)
)
Serial No.: 09/599,066)
)
Filed: June 21, 2000)
)
For: A System and Method of Patching)
Missing Digital Video Packets)
Communicated in an IEEE 1394)
Compliant Implementation)
_____)

Examiner: Boccio, Vincent

Art Unit: 2615

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Technology Center 2600

RESPONSE TO RESTRICTION REQUIREMENT

Hon. Commissioner of
Patents and Trademarks
P.O. Box 1450
Alexandria, VA 22315-1450

Dear Sir:

In the Office Action mailed May 18, 2004 the Examiner has alleged that the present Application contains multiple patentably distinct species of the claimed invention. As such, the Examiner has required Applicant to elect a single disclosed species for prosecution on the merits. Specifically, the Examiner has required Applicant to elect between: Species I (Figure 9) and Species II (Figure 10).

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Examiner: Boccio, Vincent F.

Serial No.: 09/599,066
Art Unit: 2615

ELECTION WITHOUT TRAVERSE BETWEEN
SPECIES I AND SPECIES II

Applicant elects without traverse the embodiments in accordance with Figure 9 of the present application.

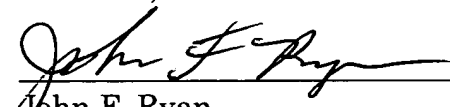
Applicant respectfully points out that the independent Claims 1, 7, 12 and 15 read on Figure 9 of the specification of the present application. Applicant respectfully asserts that the dependent claims respectively associated with independent Claim 1, 7, 12, and 15 read on, and are supported by aspects of the Figure 9.

The Examiner is invited to contact Applicant's undersigned representative if the Examiner believes such action would expedite resolution of the present Application.

Respectfully submitted,

WAGNER, MURABITO & HAO

Date: 6/18/04



John F. Ryan
Reg. No.: 47,050

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